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LEGISLATIVE HISTORY

Public Law 85-648
HR 6198

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INDEX AND SUMMARY OF H. R. 6198

- Mar. 20, 1957 Rep. Hagen introduced H. R. 6198 which was referred to House Interior and Insular Affairs Committee. Print of bill.
- Mar. 20, 1958 Subcommittee ordered H. R. 6198 reported.
- May 7, 1958 House committee ordered H. R. 6198 reported.
- May 12, 1958 House committee reported H. R. 6198 with amendments. Print of bill and House Report 1712.
- May 19, 1958 House passed H. R. 6198 as reported.
- May 21, 1958 H. R. 6198 referred to Senate Interior and Insular Affairs Committee. Print of bill as referred.
- July 31, 1958 Senate committee reported H. R. 6198 without amendment. Print of bill and Senate Report No. 2080.
- Aug. 4, 1958 Senate passed H. R. 6198 without amendment.
- Aug. 14, 1958 Approved: Public Law 85-648.

DIGEST OF PUBLIC LAW 85-648

LAND ADDITION TO SEQUOIA NATIONAL FOREST. Authorizes the Secretary of Interior, with the approval of the Secretary of Agriculture, to exclude from the Sequoia National Park not to exceed 10 acres of land which will become part of the Sequoia National Forest and the Sequoia National Game Refuge.

85TH CONGRESS
1ST SESSION

H. R. 6198

IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 1957

Mr. HAGEN introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

A BILL

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That for the purpose of eliminating approximately six
4 thousand acres of land from the Sequoia National Park,
5 California, and thereby to provide a more natural and effi-
6 cient park boundary, the southern boundary of that par-
7 ticular area of the park situated in townships 18 and 19
8 south, ranges 30 and 31 east, Mount Diablo meridian, here-
9 after shall be as follows:

10 Beginning at the point of intersection of the present
11 west boundary of the Sequoia National Park and the hydro-

1 graphic divide between the South Fork Kaweah River and
2 the North Fork Tule River; thence easterly along the main
3 hydrographic divide between the South Fork Kaweah River
4 and the Tule River to Sheep Mountain; thence northeasterly
5 along the main hydrographic divide between the headwaters
6 of the South Fork Kaweah River and the headwaters of
7 the Little Kern River to the intersection of the said line
8 with the present boundary at Quinn Peak.

9 The land excluded from the park by this section here-
10 after shall be a part of the Sequoia National Forest.

11 SEC. 2. The Secretary of the Interior, with the approval
12 of the Secretary of Agriculture, is hereby authorized to ex-
13 clude from the Sequoia National Park not to exceed ten acres
14 of land situated adjacent to the boundary of the park in
15 township 17 south, range 30 east, Mount Diablo meridian
16 and at a place where the Mineral King Road intersects the
17 east line of said township. Land so excluded shall become
18 a part of the Sequoia National Game Refuge, within the
19 Sequoia National Forest. Exclusion of such land from the
20 park and the addition thereof to the Sequoia National Game
21 Refuge of the Sequoia National Forest, pursuant to this
22 section, shall be effective upon publication of notice thereof
23 in the Federal Register.

57TH CONGRESS
1ST SESSION

H. R. 6198

A BILL

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

By Mr. HAGEN

MARCH 20, 1957

Referred to the Committee on Interior and Insular Affairs

H. R. 6198

A BILL

FOR THE PURPOSE OF

AMENDING

THE

INTERNAL SECURITY ACT

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued March 21, 1958
For actions of March 20, 1958
85th-2d, No. 45

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HIGHLIGHTS: House passed measure to freeze price supports and acreage allotments. Senate passed bill to extend Public Law 480. Sen. Cooper commended Secretary for expanding farm housing loan program. Senate made bill to transfer certain functions under Packers and Stockyards Act to FTC unfinished business.

HOUSE

1. PRICE SUPPORTS; ACREAGE ALLOTMENTS. Passed, as reported, by a vote of 210 to 172, S. J. Res. 162, to prohibit reductions in price supports or acreage allotments below 1957 levels (pp. 4355-4400). Adopted the Committee amendment to make the measure effective as to price supports only for the 1958 marketing year and as to acreage allotments only through the 1959 crops (pp. 4383-7). Rejected, 41-99, Rep. Hagen's amendment to strike out of the national acreage allotment the present special allotment of 100,000 acres for the 4-acres-or-less upland cotton and rice growers (pp. 4387-91). Rejected, 94-132, Rep. Tewes amendment to strike from the measure all commodities except dairy (pp. 4391-4). Rejected, 173-210, Rep. Harvey's motion to recommit the measure with instructions to report back with amendments to freeze dairy price supports only (p. 4399).
2. ANNUAL LEAVE. The Post Office and Civil Service Committee reported with amendment H. R. 7710, to provide for the lump-sum payment of all accumulated and accrued annual leave of deceased Government employees (H. Rept. 1539). p. 4413

3. FORESTRY. The Public Lands Subcommittee ordered reported to the Interior and Insular Affairs Committee H. R. 6198, to transfer 6,000 acres from the Sequoia National Park to the Sequoia National Forest. p. D239
4. MEATPACKERS. The Rules Committee deferred action on the granting of a rule on H. R. 11234, to grant the FTC certain jurisdiction over meatpackers. p. D239
5. APPROPRIATIONS. House conferees were appointed on H. R. 10881, the second supplemental appropriation bill. Senate conferees have been appointed. p. 4402
The Appropriations Committee was given until midnight, Fri., Mar. 21, to file a report on the independent offices appropriation bill for 1959. Rep. Vursell reserved all points of order on the bill. p. 4350
6. BUDGETING. Rep. Zelenko criticized the withholding of funds appropriated by Congress, in reserves or for use for other purposes as being contrary to the Constitution and the intent of Congress, and urged enactment of legislation to prevent such withholding. p. 4350
7. AREA DEVELOPMENT. Rep. Lane urged adoption of an area development program to aid communities with large numbers of unemployed workers. p. 4406
8. FARM PROGRAM. Rep. Henderson discussed and inserted a public opinion poll of his district, in which 65% favored ending agricultural controls and price supports. pp. 4409-10
9. FEDERAL AID; ECONOMIC SITUATION. Rep. Alger insisted Federal aid was not needed and pointed to the personal income statistics for Feb. 1958 as proof that there was no recession today. p. 4349
10. LEGISLATIVE PROGRAM. Rep. McCormack announced that the independent offices appropriation bill would be considered Mar. 25-8, and the Labor, Health, Education, and Welfare Departments appropriation bill would be brought up on Mar. 27 (pp. 4389-90).
11. ADJOURNED until Mon., Mar. 24. p. 4413

SENATE

12. SURPLUS COMMODITIES; FOREIGN TRADE. Passed with amendments S. 3420, to extend Public Law 480. pp. 4306-15, 4317, 4318-35, 4338-39
Agreed to the following amendments:
By Sen. Aiken, as modified by an amendment by Sen. Humphrey, to strike out sections 5 and 6 of the bill. Section 5 would have provided for an expanded barter program of up to \$500 million for disposal of surplus commodities. Sen. Aiken explained that section 6, as modified by Sen. Humphrey's amendment, would have provided as follows: It "would require the payment of the regular rates of duty on nonstrategic materials obtained under barter deals. Also, it would not require other agencies of the Government to buy nonstrategic materials from the Commodity Credit Corporation; it would leave to the Commodity Credit Corporation to hold such goods as might be obtained." The vote on the modified amendment was 44 to 39. pp. 4306-15, 4317
By Sen. Martin, Iowa, to provide that no strategic or critical material shall be acquired by CCC by barter or exchanges except for the national stockpile, for the supplemental stockpile, for foreign economic or military aid or assistance programs, or for offshore construction programs. p. 4323

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued May 8, 1958
For actions of May 7, 1958
35th-2d, No. 72

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HIGHLIGHTS: House Rules Committee cleared bill to transfer certain functions under Packers and Stockyards Act to FTC. House passed bill to fix price support on extra long-staple cotton at 60 to 75 percent of parity. House committee reported bill to extend mutual security program. Rep. Bow urged rejection of quotas in wheat referendum.

HOUSE

1. PACKERS AND STOCKYARDS. The Rules Committee reported a resolution for consideration of H. R. 9020, to transfer certain functions under the Packers and Stockyards Act from this Department to the Federal Trade Commission. p. 7402
2. COTTON. Passed without amendment H. R. 11399, to authorize the Secretary to set the level of price support for extra long-staple cotton at between 60 to 75 percent of parity. p. 7389
3. MUTUAL SECURITY. The Foreign Affairs Committee reported without amendment H. R. 12181, to extend the mutual security program (H. Rept. 1696). p. 7402
4. WEATHER MODIFICATION. The Interstate and Foreign Commerce Committee reported with amendment S. 86, to provide for a research program in the field of weather modification to be conducted by the National Science Foundation (H. Rept. 1695). p. 7402
5. EXPORT-IMPORT BANK. The Rules Committee reported a resolution for consideration of H. R. 10459, to increase the lending authority of the Export-Import Bank of Washington. p. 7402

6. VIRGIN ISLANDS. The Interior and Insular Affairs Committee ordered reported H. R. 12226, to extend the charter of the Virgin Islands Corporation to June 30, 1969. p. D394
7. FORESTRY. The Interior and Insular Affairs Committee ordered reported H. R. 6198, to transfer approximately 6,000 acres of land from the Sequoia National Park to the Sequoia National Forest, Calif. p. D394
8. WHEAT QUOTAS. Rep. Bow urged all eligible farmers to vote in the wheat quota referendum to be held June 20, stating that "in my own district we have a growing spirit of rebellion against the wheat law," and that "last year 22.6 percent of the farmers eligible to vote placed marketing quotas in effect on all wheat farmers." He also inserted a newspaper editorial urging wheat farmers to vote in the referendum. p. 7401
9. ECONOMIC SITUATION. Rep. Reuss urged a program to raise incomes and lower prices, including direct production payments to family-sized farms, and inserted a newspaper article discussing the current income and price situation. pp. 7392-94
10. BEANS. Rep. Bentley discussed increased production and consumption of beans. p. 7390
11. RECIPROCAL TRADE. Rep. Baily urged greater congressional control over reciprocal trade agreements, and urged "legislation that would restore congressional control at the very minimum to the point of controlling the escape clause remedy." pp. 7399-7400
12. POSTAL RATES. The "Daily Digest" states that conferees continued to resolve differences on the postal rate and pay increase bill, and "announced that agreement had been reached on a preferential rate of 2 cents for handwritten Government post cards." p. D396

SENATE

13. FORESTRY. Passed as reported S. 3051, to provide alternatives of either private or Federal acquisition of the part of the Klamath Indian forest lands which must be sold under the Termination Act. pp. 7352-63
Sen. Neuberger inserted an article urging passage of the Klamath bill. p. 7335
Sen. Wiley inserted a letter from the Menominee Coordinating and Negotiating Committee urging full Federal reimbursement for the sums spent by the Menominees in preparing for the Termination Act to become effective and opposing any change in the Termination Act. pp. 7334-5
Sen. Javits inserted resolutions of two N. Y. County Boards urging that the last day of April be fixed as National Arbor Day. p. 7326
14. FOREIGN AID. Sen. Wiley submitted an amendment to S. 3318, to extend the Mutual Security Act, which would make certain authorizations permanent, including technical aid, with the Organization of American States, refugee relief, the U. N. children's fund, ocean freight relief shipment charges, and Battle Act expenses. p. 7331
Sen. Mansfield submitted an amendment to this bill, to transfer the functions of the International Cooperation Administration to the Department of State. pp. 7331-2

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued May 13, 1958
For actions of May 12, 1958
85th-2d, No. 74

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HIGHLIGHTS: House debated mutual security authorization bill. Senate debated area redevelopment bill. House appointed conferees on agricultural appropriation bill.

SENATE

1. AREA REDEVELOPMENT. Continued debate on S. 3683, the area redevelopment bill. pp. 7503-11, 7516-23
2. CIVIL DEFENSE. Both Houses received a report of the Civil Defense Administration. pp. 7484, 7597
3. PROPERTY. Both Houses received from HEW a report covering personal property made available for distribution to public health and educational institutions and civil defense organizations and real property disposed of to public health and educational institutions. pp. 7484, 7597
4. FORESTRY. Sen. Morse inserted an Ore. Lumber and Sawmill Workers labor union resolution urging the enactment of legislation "which will revive residential construction and the lumber industry," particularly through housing construction. pp. 7484-85
Sen. Morse inserted letters of Sen. Sparkman and the chief of the Forest Service discussing capital requirements in connection with timber sales of varying size, and he commended the Forest Service "for their efforts to help promote a healthy forest products industry." pp. 7496-97

5. FOREIGN TRADE. Sen. Smith, N. J., inserted a newspaper editorial urging extension of the Reciprocal Trade Act. p. 7490
Sen. Smith, N. J., inserted a newspaper article urging continued economic aid to underdeveloped regions. pp. 7490-91
6. FOREIGN AFFAIRS. Both Houses received from the President a report on the barriers to international travel and ways and means of promoting, developing, encouraging, and facilitating such travel. pp. 7481, 7532
7. LEGISLATIVE PROGRAM. Sen. Johnson expressed hope that action could be completed on the area redevelopment bill today, May 13, and that the bill to transfer certain functions under the Packers and Stockyards Act to FTC will be taken up Thurs., May 15. He announced that the Senate will hold late sessions in order to complete unfinished business on the calendar. pp. 7481-82, 7526-27

HOUSE

8. APPROPRIATIONS. Conferees were appointed on H. R. 11767, the agricultural appropriation bill for 1959. Senate conferees were appointed April 21. p. 7531
Received the conference report on H. R. 12326, the urgent deficiency appropriation bill for 1958 (H. Rept. 1716). House conferees were appointed earlier in the day. As reported by the conferees, the bill includes \$3,500,000 for an Olympic Winter Games Arena to be built on Forest Service land, and unemployment compensation for Federal employees. pp. 7531-32, 7597
The Appropriations Committee reported without amendment H. R. 12428, the State-Justice-Judiciary appropriation bill for 1959 (H. Rept. 1708). p. 7597
 9. FOREIGN AID. Began debate on H. R. 12181, to extend the mutual security program. pp. 7533-76
 10. FORESTRY. The Interior and Insular Affairs Committee reported with amendment H. R. 6198, to transfer approximately 6,000 acres of land from the Sequoia National Park to the Sequoia National Forest, Calif. (H. Rept. 1712). p. 7597
 11. FLOOD CONTROL. Rep. Lane criticized the "delay" in constructing flood control projects in the Merrimack River Valley. p. 7574
 12. LIVESTOCK; FEED GRAINS. The "Daily Digest" states that the Subcommittee on Livestock and Feed Grains of the Agriculture Committee "met in executive session and voted to report certain recommendations to the full committee in connection with the livestock and feed grains program." p. D405
- #### ITEMS IN APPENDIX
13. STATEHOOD. Extension of remarks of Sen. Proxmire inserting an editorial favoring statehood for Alaska. pp. A4312-3
 14. TRANSPORTATION. Sen. Morton inserted a letter from the Yeary Transfer Co. favoring exemption of certain agricultural commodities from Interstate Commerce Commission regulation. p. A4314
 15. PERSONNEL. Speech in the House of Rep. Breeding favoring H. R. 607, to provide for increases in the annuities of annuitants under the Civil Service Retirement Act. p. A4314

EXCLUDING CERTAIN LANDS FROM THE SEQUOIA
NATIONAL PARK, CALIF.

MAY 12, 1958.—Committed to the Committee of the Whole House on the State
of the Union and ordered to be printed

Mrs. PFOST, from the Committee on Interior and Insular Affairs,
submitted the following

REPORT

[To accompany H. R. 6198]

The Committee on Interior and Insular Affairs, to which was referred the bill (H. R. 6198) to exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes, having considered the same, reports favorably thereon with amendments and recommends that the bill as amended do pass.

The amendment is as follows:

Strike out all after the enacting clause and insert in lieu thereof the following:

That for the purpose of eliminating certain lands from the Sequoia National Park, the Secretary of the Interior, with the approval of the Secretary of Agriculture, is hereby authorized to exclude from the Sequoia National Park not to exceed ten acres of land situated adjacent to the boundary of the park in township 17 south, range 30 east, Mount Diablo meridian and at a place where the Mineral King Road intersects the east line of said township. Land so excluded shall become a part of the Sequoia National Game Refuge, within the Sequoia National Forest. Exclusion of such land from the park and the addition thereof to the Sequoia National Game Refuge of the Sequoia National Forest, pursuant to this section, shall be effective upon publication of notice thereof in the Federal Register.

EXPLANATION OF THE BILL

H. R. 6198, if enacted as amended by the committee, would authorize the Secretary of the Interior, with the approval of the Secretary of Agriculture, to exclude not more than 10 acres of land from the Sequoia National Park. The land so excluded would become a part of the Sequoia National Game Refuge within the Sequoia National Forest.

Summer home permits were granted by the Forest Service about 30 years ago to a few people on this land, which was then believed to be

national forest land. Subsequent boundary surveys indicated that these summer home sites were located in the park. The proposed transfer of land from the park to the national forest would permit the cabin owners on the land to continue the use of the property in accordance with their permits.

No appropriation of Federal funds is authorized by this legislation.

COMMITTEE AMENDMENTS

The amendment adopted by the committee in effect deletes section 1 of the bill as introduced. Section 1 authorized the exclusion of approximately 6,000 acres of land from the Sequoia National Park and the addition thereof to the Sequoia National Forest. The committee has deferred further consideration of this proposal until interested parties have had an opportunity to examine the areas which would be excluded from the park.

AGENCY REPORT

The Department of the Interior recommends the enactment of H. R. 6198, introduced by Representative Hagen. The Department's report, approved by the Bureau of the Budget, is set forth following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF THE SECRETARY,
Washington, D. C., August 20, 1957.

Hon. CLAIR ENGLE,
*Chairman, Committee on Interior and Insular Affairs,
House of Representatives, Washington, D. C.*

DEAR MR. ENGLE: Your committee has requested a report on H. R. 6198, a bill to exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

We recommend the enactment of this bill.

H. R. 6198 would (1) exclude an area of approximately 6,000 acres from the southern part of the park and (2) authorize the exclusion of a small tract of land not to exceed 10 acres in size located along the boundary in the central part of the park. All of the land to be excluded is federally owned and would be added to Sequoia National Forest.

The first proposed exclusion, in the Dennison Ridge-Soda Butte section of the park, would result from placing the boundary line along the hydrographic divide between the South Fork of the Kaweah River on the north and the Tule River and Little Kern River on the south. The present boundary in this location follows a township line, minor divides and straight line sections and is located mainly along the steep, south slopes of the ridges. The proposed boundary would follow a natural feature which could be readily identified on the ground. It would be a better fire-protection line and could be more adequately patrolled by the park staff. Also, as hunting and cattle grazing are both permitted in the national forest south of the park, cattle trespassing and hunting violations have become quite common in the section of the park planned for exclusion. A natural boundary along the main divides would unquestionably make possible much better control of future hunting and cattle trespassing. We believe the lands proposed for exclusion are not necessary for park purposes and that

the proposed boundary would improve the protection and administration of this section of the park.

Exclusion of a small tract of no more than 10 acres of land at Cabin Cove is desirable to correct a situation wherein summer home permits were granted by the United States Forest Service about 30 years ago to a half dozen people on what was assumed to be national forest land. Later boundary surveys indicated that these summer homesites were located in the park. The proposed exclusion would eliminate these cabins from the park and place them in the national forest. Administration of the park would thus be simplified and the cabin owners would be allowed to continue the use of the property in accordance with their permits.

The United States Forest Service officially approved these two boundary revisions on February 16, 1956. Local support was expressed at a public hearing at Visalia, Calif., in the fall of 1955; and the principal western conservation groups endorsed these proposals at a meeting on June 3, 1955.

Enactment of this proposed legislation would not result in any appreciable change in budgetary requirements.

We have been advised by the Bureau of the Budget that there would be no objection to the submission of this report to your committee.

Sincerely yours,

ROGER ERNST,
Assistant Secretary of the Interior.

The Committee on Interior and Insular Affairs recommends the enactment of H. R. 6198 as amended.

○

85TH CONGRESS
2D SESSION

H. R. 6198

[Report No. 1712]

IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 1957

Mr. HAGEN introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

MAY 12, 1958

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That for the purpose of eliminating approximately six
4 thousand acres of land from the Sequoia National Park,
5 California, and thereby to provide a more natural and effi-
6 cient park boundary, the southern boundary of that par-
7 ticular area of the park situated in townships 18 and 19
8 south, ranges 30 and 31 east, Mount Diablo meridian, here-
9 after shall be as follows:

10 Beginning at the point of intersection of the present
11 west boundary of the Sequoia National Park and the hydro-

1 graphie divide between the South Fork Kaweah River and
2 the North Fork Tule River; thence easterly along the main
3 hydrographie divide between the South Fork Kaweah River
4 and the Tule River to Sheep Mountain; thence northeasterly
5 along the main hydrographie divide between the headwaters
6 of the South Fork Kaweah River and the headwaters of
7 the Little Kern River to the intersection of the said line
8 with the present boundary at Quinn Peak.

9 The land excluded from the park by this section here-
10 after shall be a part of the Sequoia National Forest.

11 SEC. 2. The Secretary of the Interior, with the approval
12 of the Secretary of Agriculture, is hereby authorized to ex-
13 clude from the Sequoia National Park not to exceed ten acres
14 of land situated adjacent to the boundary of the park in
15 township 17 south, range 30 east, Mount Diablo meridian
16 and at a place where the Mineral King Road intersects the
17 east line of said township. Land so excluded shall become
18 a part of the Sequoia National Game Refuge, within the
19 Sequoia National Forest. Exclusion of such land from the
20 park and the addition thereof to the Sequoia National Game
21 Refuge of the Sequoia National Forest, pursuant to this
22 section, shall be effective upon publication of notice thereof
23 in the Federal Register.

24 *That for the purpose of eliminating certain lands from the*
25 *Sequoia National Park, the Secretary of the Interior, with*

1 the approval of the Secretary of Agriculture, is hereby
2 authorized to exclude from the Sequoia National Park not
3 to exceed ten acres of land situated adjacent to the boundary
4 of the park in township 17 south, range 30 east, Mount
5 Diablo meridian and at a place where the Mineral King
6 Road intersects the east line of said township. Land so
7 excluded shall become a part of the Sequoia National Game
8 Refuge, within the Sequoia National Forest. Exclusion of
9 such land from the park and the addition thereof to the
10 Sequoia National Game Refuge of the Sequoia National
11 Forest, pursuant to this section, shall be effective upon publi-
12 cation of notice thereof in the Federal Register.

85TH CONGRESS
2D Session

H. R. 6198

[Report No. 1712]

A BILL

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

By Mr. HAGEN

MARCH 20, 1957

Referred to the Committee on Interior and Insular Affairs

MAY 12, 1958

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

H. R. 6195

(Passed July 1901)

A BILL

to amend the Act relating to the
National Bank of the District of Columbia
and to provide for the redemption of the
National Bank of the District of Columbia
notes.

Enacted July 1901

Approved July 1901

Effective July 1901

Approved July 1901
The President of the United States
has signed this bill into law.

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued May 20, 1958
For actions of May 19, 1958
85th-2d, No. 78

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HIGHLIGHTS: Senate committee reported bill to amend Federal Seed Act. House committee reported Commerce appropriation bill. Rep. Dixon urged transfer of certain functions under Packers and Stockyards Act.

HOUSE

1. FORESTRY. Passed as reported H. R. 6198, to authorize the Secretary of the Interior, with the approval of the Secretary of Agriculture, to exclude not more than 10 acres of land from the Sequoia National Park to become a part of the Sequoia National Game Refuge within the Sequoia National Forest. p. 8053
2. LIVESTOCK DISEASES. Passed without amendment H. R. 12126, to extend to wild animals the same prohibition against entry into the U. S. as domestic animals from any country where rinderpest or foot-and-mouth disease exists. pp. 8051-52
3. COPYRIGHTS. Passed as reported H. R. 8419, to provide a legal remedy for owners of copyrights against infringements by the Government. pp. 8048-49
4. APPROPRIATIONS. The Appropriations Committee reported without amendment H. R. 12540, the Commerce and related agencies appropriation bill for 1959 (H. Rept. 1725). p. 8101
Conferees were appointed on H. R. 10746, the Interior and related agencies appropriation bill for 1959, including the Forest Service. Senate conferees were appointed Apr. 30. p. 8042

The "Daily Digest" states that "conferees continued, in executive session, to resolve the differences between the Senate- and House-passed versions of H. R. 11767, fiscal 1959 appropriations for the Department of Agriculture and Farm Credit Administration, but did not conclude their work and recessed subject to call of the chair." p. D434

5. WHEAT. The "Daily Digest" states as follows: "Committee on Agriculture: Subcommittee on Wheat met in executive session and recommended to the full committee that provisions of H. R. 12112 (amended) be made into a committee print for inclusion in an omnibus farm bill." The bill provides for the establishment of a domestic parity plan for wheat. p. D433
6. MEATPACKERS. Rep. Dixon spoke in favor of the transfer of certain functions under the Packers and Stockyards Act to the Federal Trade Commission, and stated that he intended to offer the language of S. 1356, as passed by the Senate, for H. R. 9020 when this legislation is considered by the House. p. 8062
7. TVA. Rep. Evins, and others, spoke in commemoration of the 25th anniversary of the TVA, and praised the work of the agency. pp. 8070-78
8. FEDERAL-STATE RELATIONSHIPS. Rep. Cramer discussed Federal-State relationships, and stated that "we ... must make an about face and return federally usurped authorities and responsibilities to the States." pp. 8078-85

SENATE

9. THE AGRICULTURE AND FORESTRY COMMITTEE reported the following bills:
S. 1939, without amendment, to amend the Federal Seed Act (S. Rept. 1590);
H. R. 6765, without amendment, to repeal the prohibition against cotton acreage reports based on farmers' planting intentions (S. Rept. 1591);
S. 3076, without amendment, to authorize the transportation in the U. S. of live foot-and-mouth disease virus for research purposes (S. Rept. 1589).
p. 7977
10. WEED CONTROL. The Agriculture and Forestry Committee reported an original bill, S. 3861, providing for the control of noxious weeds on Federal lands (in lieu of S. 672 and S. 2490) (S. Rept. 1588). p. 7979
11. SALINE WATER. The Interior and Insular Affairs Committee reported with amendment S. J. Res. 135, to authorize the Interior Department to construct and operate a salt-water conversion demonstration plant (S. Rept. 1593). Sens. Anderson and Wiley commented on the bill. pp. 7977-9
12. WILDLIFE; INSECTICIDES. The Interstate and Foreign Commerce Committee reported with amendments S. 2447, to authorize studies of the effects of insecticides upon fish and wildlife (S. Rept. 1592). p. 7977
13. RECLAMATION. Passed without amendment H. R. 6940, to reimburse owners of lands acquired under the Federal reclamation laws for their moving expenses. This bill will now be sent to the President. pp. 8020-8038
14. MINING. Passed as reported S. 3199, to provide that the period for doing annual assessment work on unpatented mineral claims would be from Aug. 15 to Aug. 15, commencing in 1959. pp. 8038-9

available to the public, the Secretary of the Interior is authorized to procure title, in such manner as he shall consider to be in the public interest, including but not limited to, donation and the use of donated funds, not to exceed 400 acres of land in Lake County, Mont., as he shall find to be suitable for development of a display pasture for a part of the bison herd on the Montana National Bison Range. The property so acquired shall be administered by the Secretary of the Interior as a part of the Montana National Bison Range.

SEC. 2. In furtherance of the aforesaid purposes, the Secretary may take such action and make such expenditures as he shall find to be necessary in order to secure satisfactory title in the United States to such properties, including the payment of expenses incidental to the location, examination, and survey of such lands and the acquisition of title thereto; but no payment shall be made for any such lands until the title thereto shall be satisfactory to the Attorney General: *Provided*, That the acquisition of such lands or interests therein by the United States shall in no case be defeated because of rights-of-way, easements, exceptions, and reservations which, in the opinion of the Secretary of the Interior, will not interfere materially with the use of such properties for the purposes of this act.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

EXCLUDING CERTAIN LANDS FROM THE SEQUOIA NATIONAL PARK, CALIF.

The Clerk called the bill (H. R. 6193) to exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That for the purpose of eliminating approximately 6,000 acres of land from the Sequoia National Park, Calif., and thereby to provide a more natural and efficient park boundary, the southern boundary of that particular area of the park situated in townships 18 and 19 south, ranges 30 and 31 east, Mount Diablo meridian, hereafter shall be as follows:

Beginning at the point of intersection of the present west boundary of the Sequoia National Park and the hydrographic divide between the South Fork Kaweah River and the North Fork Tule River; thence easterly along the main hydrographic divide between the South Fork Kaweah River and the Tule River to Sheep Mountain; thence northeasterly along the main hydrographic divide between the headwaters of the South Fork Kaweah River and the headwaters of the Little Kern River to the intersection of the said line with the present boundary at Quinn Peak.

The land excluded from the park by this section hereafter shall be a part of the Sequoia National Forest.

SEC. 2. The Secretary of the Interior, with the approval of the Secretary of Agriculture, is hereby authorized to exclude from the Sequoia National Park not to exceed 10 acres of land situated adjacent to the boundary of the park in township 17 south, range 30 east, Mount Diablo meridian and at a place where the Mineral King Road intersects the east line of said township. Land so excluded shall become a part of the Sequoia National Game Refuge, within the Sequoia National Forest. Exclusion of such land from the park and the addition thereof to the Sequoia National Game Refuge of the Sequoia National Forest, pursuant to this section, shall

be effective upon publication of notice thereof in the Federal Register.

With the following committee amendment:

"Strike out all after the enacting clause and insert in lieu thereof the following: That for the purpose of eliminating certain lands from the Sequoia National Park, the Secretary of the Interior, with the approval of the Secretary of Agriculture, is hereby authorized to exclude from the Sequoia National Park not to exceed 10 acres of land situated adjacent to the boundary of the park in township 17 south, range 30 east, Mount Diablo meridian and at a place where the Mineral King Road intersects the east line of said township. Land so excluded shall become a part of the Sequoia National Game Refuge, within the Sequoia National Forest. Exclusion of such land from the park and the addition thereof to the Sequoia National Game Refuge of the Sequoia National Forest, pursuant to this section, shall be effective upon publication of notice thereof in the Federal Register."

The committee amendment was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

PROVIDING FOR ESTABLISHMENT OF FORT CLATSOP NATIONAL MEMORIAL IN THE STATE OF OREGON

The Clerk called the bill (H. R. 10120) to provide for the establishment of Fort Clatsop National Memorial in the State of Oregon, and for other purposes.

The Clerk read the title of the bill.

The SPEAKER. Is there objection to the present consideration of the bill?

There was no objection.

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent that the Senate bill (S. 3087) to provide for the establishment of Fort Clatsop National Memorial in the State of Oregon, and for other purposes, an identical bill, be considered in lieu of the House bill.

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

There was no objection.

The Clerk read the bill, as follows:

Be it enacted, etc., That, for the purpose of commemorating the culmination, and the winter encampment, of the Lewis and Clark Expedition following its successful crossing of the North American Continent, there is hereby authorized to be established, in the manner provided herein, Fort Clatsop National Memorial.

SEC. 2. The Secretary of the Interior shall designate for inclusion in Fort Clatsop National Memorial land and improvements thereon located in Clatsop County, Oreg., which are associated with the winter encampment of the Lewis and Clark Expedition, known as Fort Clatsop, and, also, adjacent portion of the old trail which led overland from the fort to the coast: *Provided*, That the total area so designated shall contain no more than 125 acres.

SEC. 3. Within the area designated pursuant to section 2, the Secretary of the Interior is authorized to acquire land and interests in land by purchase, donation, with donated funds, or by such other means as he deems to be in the public interest.

SEC. 4. Establishment of Fort Clatsop National Memorial shall be effected when there is vested in the United States of America title to not less than 100 acres of land asso-

ciated with the historical events to be commemorated. Following its establishment, Fort Clatsop National Memorial shall be administered by the Secretary of the Interior pursuant to the act of August 26, 1916 (39 Stat. 535), as amended.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

A similar House bill (H. R. 10120) was laid on the table.

AUTHORIZING ACQUISITION BY EXCHANGE OF CERTAIN PROPERTIES WITHIN DEATH VALLEY NATIONAL MONUMENT, CALIF.

The Clerk called the bill (H. R. 10349) to authorize the acquisition by exchange of certain properties within Death Valley National Monument, Calif., and for other purposes.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of the Interior is hereby authorized to grant and convey to the Death Valley Hotel Company, Ltd., or its successors, perpetual easements for rights-of-way and/or title to land aggregating not more than 200 acres within Death Valley National Monument, Calif., subject to such terms and conditions as the Secretary may deem desirable, and to enter into an agreement with the Death Valley Hotel Co., Ltd., or its successors, defining, fixing, and establishing the respective rights of the Death Valley Hotel Co., Ltd., or its successors, and the United States, as between themselves, to the use of the waters available from Texas Springs, Furnace Creek Wash and its tributaries, including Travertine Springs, and other waters in the vicinity thereof in said Death Valley National Monument, Calif., and to accept in exchange therefor the conveyance to the United States of parcels designated parcels F, G, and H, aggregating approximately 542 acres, on sheet 1 of 1 of a drawing entitled "N. P. S., reg. IV, drawing No. NM-DV-2123, March 28, 1952, revised May 7, 1953," a copy of which drawing is on file with the Superintendent, Death Valley National Monument, Calif., said lands lying within the exterior boundaries of Death Valley National Monument. In order to facilitate the making of such exchange, the Secretary of the Interior may enter into an agreement with the Death Valley Hotel Co., Ltd., or its successors, pursuant to which the perpetual easements and land or any part thereof which he is hereby authorized to grant and convey to the Death Valley Hotel Co., Ltd., or its successors, will be conveyed from time to time over a period of time in parcels or portions in accordance with a schedule mutually satisfactory to the parties.

With the following committee amendments:

Page 1, line 5, strike out the word "Limited," and insert "Ltd."

Page 1, line 10, strike out "Limited," and insert "Ltd."

Page 2, line 2, strike out "Limited," and insert "Ltd."

Page 2, line 10, strike out "five hundred and forty-two" and insert "four hundred and forty."

Page 2, line 12, strike out "March 28, 1952, revised May 7, 1953," and insert "revised March 14, 1958."

Page 2, line 18, strike out "Limited," and insert "Ltd."

Page 2, line 22, strike out "Limited," and insert "Ltd."

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

RELATING TO VENUE IN TAX REFUND SUITS BY CORPORATIONS

The Clerk called the bill (H. R. 9817) relating to venue in tax refund suits by corporations.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That section 1402 (a) of title 28, United States Code, is amended to read as follows:

"(a) Any civil action against the United States under subsection (a) of section 1346 of this title may be prosecuted only:

"(1) Except as provided in paragraph (2), in the judicial district where the plaintiff resides;

"(2) In the case of a civil action by a corporation under paragraph (1) of subsection (a) of section 1346, in the judicial district in which is located the principal place of business or principal office or agency of the corporation; or if it has no principal place of business or principal office or agency in any judicial district (A) in the judicial district in which is located the office to which was made the return of the tax in respect of which the claim is made, or (B) if no return was made, in the judicial district in which lies the District of Columbia. Notwithstanding the foregoing provisions of this paragraph a district court, for the convenience of the parties and witnesses, in the interest of justice, may transfer any such action to any other district or division."

With the following committee amendment:

Page 2, lines 2 to 4. In each instance where it appears strike out the phrase "or principal office or agency."

The committee amendment was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

(Mr. KEATING (at the request of Mr. BYRNES of Wisconsin) was given permission to extend his remarks at this point.)

Mr. KEATING. Mr. Speaker, H. R. 9817 is a bill designed to remove existing confusion as to the court in which a corporation is required to bring suit for a tax refund.

Present law simply states that such an action be instituted either in the Court of Claims or in the judicial district where the plaintiff resides.

Unfortunately, the courts have differed as to what this means. Some have interpreted it to mean that a corporation may bring suit only in the judicial district in which it is incorporated. Others have held that it may also sue in any district in which it is doing business. One court has ruled that it may sue wherever it is licensed to do business, whether or not it actually is conducting business in that district.

To eliminate this uncertainty, H. R. 9817 would amend section 1402 of title 28, United States Code, to provide that a corporation must sue for tax refund only in the judicial district in which is

located its principal place of business, if it has one within any judicial district. If it does not, it must sue in the district in which it made its tax return. If no return was made, the corporation would be required to bring suit in the judicial district in which lies the District of Columbia. To avoid undue hardship to parties or witnesses, liberal provision is made for removing the venue, in the discretion of the court, to another judicial district.

This bill is recommended and supported by the Judicial Conference of the United States and the American Bar Association. In the interests of improving the administration of justice to the benefit of all concerned, I urge the support of every Member for enactment of this legislation.

AUTHORIZING CONVERSION OF TERM INSURANCE ISSUED UNDER SECTION 621

The Clerk called the bill (H. R. 11382) to authorize the conversion of term insurance issued under section 621 of the National Service Life Insurance Act and to adjust the basis for premiums and other calculations on such insurance.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the second sentence of section 621 of the National Life Insurance Act of 1940 is amended to read as follows: "Insurance granted under this section shall be issued upon the same terms and conditions as are contained in standard policies of the national service life insurance except (1) the premium rates for such insurance on premiums due and payable prior to January 1, 1959, shall be based on the Commissioners 1941 Standard Ordinary Table of Mortality and interest at the rate of 2½ percent per annum; (2) the premium rates for such insurance on premiums due and payable on or after January 1, 1959, shall be based on table X-17 (1950-54 Intercompany Table of Mortality Adjusted) and interest at the rate of 3 percent per annum; (3) all settlements on policies involving annuities shall be calculated on the basis of the Annuity Table for 1949 (A) with interest at the rate of 2½ percent per annum on all annuity payments due (whether paid or not) prior to January 1, 1959, and (B) with interest at the rate of 3 percent per annum on all annuity payments due and payable on or after that date; (4) except as provided in this section, effective January 1, 1959, all cash, loan, paid-up, and extended values, and all other calculations in connection with insurance issued under this section shall be based on table X-17 (1950-50 Intercompany Table of Mortality Adjusted) and interest at the rate of 3 percent per annum; (5) insurance issued hereunder shall be on a nonparticipating basis and all premiums and other collections therefor shall be credited to a revolving fund in the Treasury of the United States and the payments on such insurance shall be made directly from such fund."

With the following committee amendment:

Strike out all after the enacting clause and insert the following:

"That section 621 of the National Service Life Insurance Act of 1940 is amended by redesignating subsections (b) and (c) as subsections (c) and (d), respectively, and by inserting after subsection (a) a new subsection (b) to read as follows:

"(b) Any term insurance issued under subsection (a) hereof may be converted to a permanent plan of insurance or exchanged for a policy of limited convertible 5-year level premium term insurance issued under this subsection. Insurance issued under this subsection shall be subject to the same terms and conditions as are contained in standard policies of national service life insurance except (1) limited convertible term insurance may not be issued or renewed on the term plan after the insured's 50th birthday or after 2 years from the effective date of this amendatory act, whichever is later; (2) the premium rates for such limited convertible term or permanent plan insurance shall be based on table X-18 (1950-54 Intercompany Table of Mortality) and interest at the rate of 2½ percent per annum; (3) all settlements on policies involving annuities on insurance issued under this subsection shall be calculated on the basis of the Annuity Table for 1949, and interest at the rate of 2½ percent per annum; (4) all cash, loan, paid-up, and extended values, and, except as otherwise provided in this subsection, all other calculations in connection with insurance issued under this subsection shall be based on table X-18 (1950-54 Intercompany Table of Mortality) and interest at the rate of 2½ percent per annum; (5) insurance issued hereunder shall be on a nonparticipating basis and all premiums and other collections therefor shall be credited directly to the revolving fund established under subsection (a) hereof and payments on such insurance shall be made directly from such fund."

"SEC. 2. The proviso in the subsection of section 621 of the National Service Life Insurance Act of 1940, redesignated by section 1 hereof as subsection (c), is amended to read as follows: "Provided, That the rate of interest on such obligations shall be fixed by the Secretary of the Treasury at a rate equal to the average rate of interest, computed as of the end of the month preceding the date of issue of this special obligation, borne by all marketable interest-bearing obligations of the United States then forming a part of the public debt that are not due or callable until after the expiration of 5 years from the date of original issue; except that where such average rate is not a multiple of one-eighth of 1 percent, the rate of interest of such obligations shall be the multiple of one-eighth of 1 percent nearest such average rate."

"SEC. 3. This act shall take effect on January 1, 1959."

The committee amendment was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed.

The title was amended so as to read: "A bill to authorize the conversion or exchange, under certain conditions, of term insurance issued under section 621 of the National Service Life Insurance Act, and for other purposes."

A motion to reconsider was laid on the table.

(Mr. ASPINALL asked and was given permission to extend his remarks at this point and to include a table.)

Mr. ASPINALL. Mr. Speaker, the bill H. R. 11382 affects National Service Life Insurance which veterans have taken out between the period April 25, 1951, and December 31, 1956. It is a special type of term insurance, nonparticipating and non-convertible. There are approximately 700,000 policies involved, with a face value in excess of \$6 billion.

85TH CONGRESS
2D SESSION

H. R. 6198

IN THE SENATE OF THE UNITED STATES

MAY 21, 1958

Read twice and referred to the Committee on Interior and Insular Affairs

AN ACT

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That for the purpose of eliminating certain lands from the
4 Sequoia National Park, the Secretary of the Interior, with
5 the approval of the Secretary of Agriculture, is hereby
6 authorized to exclude from the Sequoia National Park not
7 to exceed ten acres of land situated adjacent to the boundary
8 of the park in township 17 south, range 30 east, Mount
9 Diablo meridian and at a place where the Mineral King
10 Road intersects the east line of said township. Land so
11 excluded shall become a part of the Sequoia National Game

1 Refuge, within the Sequoia National Forest. Exclusion of
2 such land from the park and the addition thereof to the
3 Sequoia National Game Refuge of the Sequoia National
4 Forest, pursuant to this section, shall be effective upon publi-
5 cation of notice thereof in the Federal Register.

Passed the House of Representatives May 19, 1958.

Attest:

RALPH R. ROBERTS,

Clerk.

85TH CONGRESS
2D SESSION

H. R. 6198

AN ACT

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

MAY 21, 1958

Read twice and referred to the Committee on Interior
and Insular Affairs

July 31, 1958

the Department concerned to make intra-departmental transfers between such limitations. When an appropriation is subject to such a limitation, there shall be charged against it the cost of assets received, payments made and becoming due, and other liabilities becoming payable. At the end of the fiscal year, any unused balance of the limitation shall lapse, except that payments may be made for liabilities incurred within the limitation during the fiscal year for which the limitation was provided. Obligations incurred during the fiscal year concerned, which do not become payable during that year, shall be paid out of the limitation in effect when the obligations become payable. It shall be in order to include accrued-expenditure limitations in appropriation bills that apply to funds previously appropriated. It shall be in order to include, in any appropriation bill, provisions authorizing departmental transfers of unused portions of accrued-expenditure limitations.

Sen. Hayden submitted an amendment to make effective the requirement for accrued-expenditure estimates only if the item is available for obligation for more than 1 year. After debate, the yeas and nays were ordered on the amendment. Sen. Hayden then withdrew his amendment. pp. 14393-5

Sen. Fulbright stated that the Senate had power to initiate expenditure bills and that the Constitution only requires that direct revenue measures, not appropriations, begin in the House. He defended public debt transactions as a financing method and referred to provisions of capital funds for CCC, Public Law 480 operations, etc., as examples. pp. 14379-80

17. INFORMATION. Passed without amendment H. R. 2767 (in place of S. 921, an identical bill), to amend Sec. 161 of the Revised Statutes to state that this section does not authorize the withholding of information or limiting the availability of records to the public. This bill will now be sent to the President. pp. 14356-67
18. WATER DEVELOPMENT. Passed without amendment H. R. 13138, to amend the Coordination Act so as to provide more effective integration of fish and wildlife conservation programs with Federal water development programs. This bill will now be sent to the President. pp. 14381-2
19. PERSONNEL. Passed with amendment H. R. 4640, to amend the Civil Service Retirement Act to permit persons transferring to non-Act positions to retain voluntary contribution accounts. Agreed to a committee amendment to clarify the provisions permitting withdrawal of contributions at any time prior to the receipt of annuity payments. pp. 14367-71
20. FORESTRY. The Interior and Insular Affairs Committee reported without amendment the following bills:
 - ~~S. 3682, to authorize the Secretary to convey certain national forest lands in Ariz. to the Univ. of Ariz. (S. Rept. 2070);~~
 - ~~H. R. 6033, to authorize transfers of land between the Sequoia National Forest and the Kings Canyon National Park, Calif. (S. Rept. 2079); and~~
 - H. R. 6198, to authorize the transfer of not more than 10 acres of land from the Sequoia National Park to the Sequoia National Game Refuge in Sequoia National Forest, Calif. (S. Rept. 2080). p. 14343

The Interior and Insular Affairs Committee ordered reported without amendment S. 4053, to extend the boundaries of the Siskiyou National Forest, Ore. p. D769
21. BUTTER; MARGARINE. The Armed Services Committee ordered reported without amendment H. R. 912, to provide for the serving of oleomargarine or margarine in the Navy. p. D768

22. REA. Sen. Humphrey inserted the ruling of the Comptroller General of July 21, 1958, on the REA loan to Central Iowa Power Cooperative, which GAO claimed was not authorized by law on the basis that part of the service to be offered paralleled and competed with private industry. He criticized the ruling and asserted that it could have a highly detrimental effect on the REA loan program. Sen. Aiken spoke in favor of the REA program. pp. 14384-8
23. PERSONNEL. Received from the Interior Department a proposed bill "to permit variation of the 40-hour workweek of Federal employees for educational purposes"; to Post Office and Civil Service Committee. p. 14342
24. PUBLIC DEBT. Sen. Martin, Pa., inserted two editorials criticizing the size of the Federal debt, one urging reductions in expenditures to balance the budget and the other criticizing the failure to achieve budget surpluses in recent years of prosperity. pp. 14383-4
25. LEGISLATIVE PROGRAM. Sen. Johnson announced that following consideration of S. 4208, the space agency bill (which was the pending business), the Senate would take up. S. 3185, to promote the conservation of fish and wildlife by requiring the Secretary of the Interior to approve certain Federal Power Act licenses. pp. 14395-6

ITEMS IN APPENDIX

26. FARM PROGRAM. Sen. Robertson inserted a newspaper editorial, "Return to a Sound Principle," which commended the farm bill as passed by the Senate, and stated that "the bill represents an important step toward helping farmers adjust their production to market demands instead of depending upon Government subsidies." pp. A6854-55
27. GOVERNMENT ETHICS. Sen. Neuberger inserted two articles discussing the need for establishing a code of ethics for Government service. p. A6855
28. ELECTRIFICATION. Rep. Evins inserted a statement by Rep. Baker on the reasons why the latter thought TVA should have a self-financing program. pp. A6857-58
Extension of remarks of Rep. Broomfield urging the defeat of S. 1869, to provide TVA with the authority to issue bonds to finance the construction of new generating capacity. p. A6878
29. SMALL BUSINESS. Rep. Springer inserted a newspaper editorial urging enactment of legislation to provide tax relief for small business. p. A6858
30. FORESTRY. Sen. Neuberger inserted an editorial from the American Forest magazine, "Sustained Yield Versus Continuous Growth," urging that S. 3051, the Klamath Indian land bill, include provisions for the future management of the forest lands involved on a sustained yield basis. p. A6861
31. TRANSPORTATION. Extension of remarks of Rep. Moore commending the House for passage of S. 3778, the omnibus transportation bill. p. A6862
32. CONSERVATION. Rep. Metcalf praised the work of Dr. Joseph W. Severy, who is retiring from his position as professor of botany at the Montana State University, and stated "he ranged far into the related field of wildlife and resource management to make a solid contribution to conservation throughout the Nation." pp. A6878-79

EXCLUDING CERTAIN LANDS FROM THE SEQUOIA NATIONAL PARK, CALIF.

JULY 31, 1958.—Ordered to be printed

Mr. O'MAHONEY, from the Committee on Interior and Insular Affairs, submitted the following

REPORT

[To accompany H. R. 6198]

The Committee Interior and Insular Affairs, to whom was referred the bill (H. R. 6198) to exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

EXPLANATION OF THE BILL

H. R. 6198, if enacted as amended by the committee, would authorize the Secretary of the Interior, with the approval of the Secretary of Agriculture, to exclude not more than 10 acres of land from the Sequoia National Park. The land so excluded would become a part of the Sequoia National Game Refuge within the Sequoia National Forest.

Summer home permits were granted by the Forest Service about 30 years ago to a few people on this land, which was then believed to be national forest land. Subsequent boundary surveys indicated that these summer home sites were located in the park. The proposed transfer of land from the park to the national forest would permit the cabin owners on the land to continue the use of the property in accordance with their permits.

No appropriation of Federal funds is authorized by this legislation.

AGENCY REPORT

The Department of the Interior recommends the enactment of H. R. 6198, introduced by Representative Hagen. The Department's report, approved by the Bureau of the Budget, is set forth following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF THE SECRETARY,
Washington, D. C., August 20, 1957.

HON. CLAIR ENGLE,
*Chairman, Committee on Interior and Insular Affairs,
House of Representatives, Washington, D. C.*

DEAR MR. ENGLE: Your committee has requested a report on H. R. 6198, a bill to exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

We recommend the enactment of this bill.

H. R. 6198 would (1) exclude an area of approximately 6,000 acres from the southern part of the park and (2) authorize the exclusion of a small tract of land not to exceed 10 acres in size located along the boundary in the central part of the park. All of the land to be excluded is federally owned and would be added to Sequoia National Forest.

The first proposed exclusion, in the Dennison Ridge-Soda Butte section of the park, would result from placing the boundary line along the hydrographic divide between the South Fork of the Kaweah River on the north and the Tulce River and Little Kern River on the south. The present boundary in this location follows a township line, minor divides, and straight-line sections and is located mainly along the steep south slopes of the ridges. The proposed boundary would follow a natural feature which could be readily identified on the ground. It would be a better fire-protection line and could be more adequately patrolled by the park staff. Also, as hunting and cattle grazing are both permitted in the national forest south of the park, cattle trespassing and hunting violations have become quite common in the section of the park planned for exclusion. A natural boundary along the main divides would unquestionably make possible much better control of future hunting and cattle trespassing. We believe the lands proposed for exclusion are not necessary for park purposes and that the proposed boundary would improve the protection and administration of this section of the park.

Exclusion of a small tract of no more than 10 acres of land at Cabin Cove is desirable to correct a situation wherein summer-home permits were granted by the United States Forest Service about 30 years ago to a half-dozen people on what was assumed to be national-forest land. Later boundary surveys indicated that these summer homesites were located in the park. The proposed exclusion would eliminate these cabins from the park and place them in the national forest. Administration of the park would thus be simplified and the cabin owners would be allowed to continue the use of the property in accordance with their permits.

The United States Forest Service officially approved these two boundary revisions on February 16, 1956. Local support was expressed at a public hearing at Visalia, Calif., in the fall of 1955; and the principal western conservation groups endorsed these proposals at a meeting on June 3, 1955.

Enactment of this proposed legislation would not result in any appreciable change in budgetary requirements.

We have been advised by the Bureau of the Budget that there would be no objection to the submission of this report to your committee.

Sincerely yours,

ROGER ERNST,
Assistant Secretary of the Interior.

The Committee on Interior and Insular Affairs recommends the enactment of H. R. 6198 as amended.



Calendar No. 2127

85TH CONGRESS
2D SESSION

H. R. 6198

[Report No. 2080]

IN THE SENATE OF THE UNITED STATES

MAY 21, 1958

Read twice and referred to the Committee on Interior and Insular Affairs

JULY 31, 1958

Reported by Mr. O'MAHONEY, without amendment

AN ACT

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That for the purpose of eliminating certain lands from the
4 Sequoia National Park, the Secretary of the Interior, with
5 the approval of the Secretary of Agriculture, is hereby
6 authorized to exclude from the Sequoia National Park not
7 to exceed ten acres of land situated adjacent to the boundary
8 of the park in township 17 south, range 30 east, Mount
9 Diablo meridian and at a place where the Mineral King
10 Road intersects the east line of said township. Land so
11 excluded shall become a part of the Sequoia National Game

1 Refuge, within the Sequoia National Forest. Exclusion of
2 such land from the park and the addition thereof to the
3 Sequoia National Game Refuge of the Sequoia National
4 Forest, pursuant to this section, shall be effective upon publi-
5 cation of notice thereof in the Federal Register.

Passed the House of Representatives May 19, 1958.

Attest:

RALPH R. ROBERTS,

Clerk.

85TH CONGRESS
2^D SESSION

H. R. 6198

[Report No. 2080]

AN ACT

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

MAY 21, 1958

Read twice and referred to the Committee on Interior and Insular Affairs

JULY 31, 1958

Reported without amendment

Aug. 4, 1958

The Interior and Insular Affairs Committee ordered reported without amendment S. 4009, to increase the amount authorized to be appropriated for the Washoe reclamation project, Nev. and Calif., and with amendment S. 3448, to permit the Secretary of the Interior to authorize increases in the 160-acre limitation on the Seedskadee Reclamation project. p. D789

The Interior and Insular Affairs Committee reported without amendment H. R. 13523, to authorize the construction and maintenance by Interior of the Fryingpan-Arkansas reclamation project (H. Rept. 2427). pp. 14768-69

12. WHEAT; CORN MEAL. Passed without amendment H. R. 13268, to authorize CCC to purchase flour and corn meal for donation instead of having such products processed from its own stocks. pp. 14691-92
13. DESERT-LAND ENTRIES. Passed with amendments S. 359, to permit desert land entries on disconnected tracts of land aggregating less than 320 acres and form a compact unit. p. 14696
14. TRANSPORTATION. Passed under suspension of the rules H. R. 8382, to provide for the licensing of independent foreign freight forwarders (pp. 14747-48); and H. R. 474, to repeal Sec. 217 of the Merchant Marine Act of 1936 relating to the coordination of the forwarding and servicing of water-borne export and import foreign commerce of the U. S. (p. 14748).
15. FRUITS AND NUTS. Voted 40 to 33 to suspend the rules and pass H. R. 11056, to amend the Agricultural Marketing Agreement Act so as to extend restrictions on certain imported citrus fruits, dried fruits, walnuts, and dates. At the request of Rep. McCormack further consideration of the bill was postponed until Wed., Aug. 6. pp. 14754-60
16. WATERSHEDS. Received from the Budget Bureau plans for works of improvement pertaining to the following watersheds: Furnace Brook-Middle River, Conn. and Mass.; Busseron, Ind., and Crooked Creek, Iowa; to Agriculture Committee. p. 14768
17. RADIO FREQUENCIES. The Interstate and Foreign Commerce Committee reported with amendments S. J. Res. 106, to establish a commission to investigate the utilization of the radio and television frequencies allocated to agencies and instrumentalities of the Federal Government (H. Rept. 2355). p. 14768
18. SALINE WATER. The Interior and Insular Affairs Committee ordered reported with amendment S. J. Res. 135, to provide for the construction of demonstration plants for the production, from saline waters, of water suitable for agricultural, industrial and consumptive uses. p. D789
19. MILITARY CONSTRUCTION. Conferees agreed to file a conference report on H. R. 13015, the military construction authorization bill. p. D790
20. PERSONNEL. Passed over, at the request of Rep. Ford, H. R. 1168, to restore the pay of officers or employees to the level of the grade held before downgrading in certain cases. p. 14684
21. PRICE SUPPORTS. Sen. Proxmire criticized the cost of the present price support farm program and inserted an economic analysis of the cost of his bill, S. 2952, which concluded that it would be less expensive than the present program. pp. 14642-3

22. RESEARCH. Passed as reported S. 4039, to authorize the head of any Government agency now making contracts for research to grant funds for the support of such research. pp. 14623-4
23. PERSONNEL. Passed as reported H. R. 7710, to provide for the lump sum payment of all accumulated and accrued annual leave of deceased employees. p. 14626
24. MINERALS. At the request of Sen. Talmadge, passed over S. 4146, to provide for incentive payments for the production of certain minerals. p. 14626
The interior and Insular Affairs Committee reported without amendment S. Res. 225, to extend until Jan. 31, 1959, the time for filing a report on the study of strategic raw materials in the Western hemisphere (S. Rept. 2175). p. 14546
25. FISHERIES; EXTENSION SERVICE. Passed as reported S. 2973, to establish a fishery extension service in the Fish and Wildlife Service to carry out co-operative fishery extension work with the States. pp. 14627-8
26. FORESTRY. Passed without amendment the following bills:
~~S. 3682, to authorize the Secretary to convey certain national forest lands in Ariz. to the Univ. of Ariz. p. 14629~~
~~H. R. 6038, to authorize transfers of land between the Sequoia National Forest and the Kings Canyon National Park, Calif. This bill will now be sent to the President. p. 14630~~
H. R. 6198, to authorize the transfer of not more than 10 acres of land from the Sequoia National Park to the Sequoia National Game Refuge in Sequoia National Forest, Calif. This bill will now be sent to the President. p. 14630
The Agriculture and Forestry Committee reported with amendment S. 4053, to extend the boundaries of Siskiyou National Forest (S. Rept. 2171). p. 14546
27. DEFENSE PRODUCTION. Began debate on S. 4162, to provide for the cancellation of certain uncollectible loans and operating losses under Title III of the Defense Production Act, to increase (in effect) the borrowing authority for the defense stockpile \$300 million. pp. 14631-2, 14644-50
28. MONOPOLIES. At the request of Sen. Talmadge, passed over S. 11, to amend the Robinson-Patman Act with reference to equality of opportunity. p. 14618
29. WATER RESOURCES. At the request of Sen. Talmadge, passed over S. 3185, to promote fish and wildlife conservation by requiring prior approval by the Secretary of the Interior of licenses issued under the Federal Power Act. p. 14623
30. ADMINISTRATIVE ORDERS. The Judiciary Committee reported without amendment H. R. 6788, to authorize the abbreviation of the record on the review or enforcement of orders of administrative agencies by the courts of appeals and the review or enforcement of such orders on the original papers and to make uniform the laws relating thereto (S. Rept. 2129). p. 14545
31. TOBACCO. The Agriculture and Forestry Committee reported with amendment S. Res. 334, to direct the committee to study marketing practices relative to loose and tied tobacco (S. Rept. 2163); which was then referred to the Rules and Administration Committee. p. 14546
The Agriculture and Forestry Committee reported without amendment H. R. 12840, to provide a single acreage allotment for Va. sun-cured and Va. fire-cured tobaccos if farmers vote approval in a referendum (S. Rept. 2162) p. 14546

(48 U. S. C. 381), was considered, ordered to a third reading, read the third time, and passed.

STATUS OF CERTAIN PUBLIC LANDS, TERRITORY OF HAWAII

The bill (H. R. 10423) to grant the status of public lands to certain reef lands and vesting authority in the commissioner of public lands of the Territory of Hawaii in respect of reef lands having the status of public lands was considered, ordered to a third reading, read the third time, and passed.

HEADQUARTERS SITE FOR MOUNT RAINIER NATIONAL PARK

The bill (S. 2905) to authorize the Secretary of the Interior to provide a headquarters site for Mount Rainier National Park in the general vicinity of Ashford, Wash., and for other purposes, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That in order to apply the present headquarters site in Mount Rainier National Park to public use for which it is more suitable and to provide an efficient operating base for the park, the Secretary of the Interior is authorized to provide a park headquarters in the general vicinity of Ashford, Wash., and for such purpose to acquire in this vicinity, by such means as he may deem to be in the public interest, not more than three hundred acres of land, or interest therein.

SEC. 2. The headquarters site provided pursuant to this act shall constitute a part of Mount Rainier National Park and be administered in accordance with the laws applicable thereto.

SALE OR EXCHANGE OF CERTAIN LANDS, PIMA COUNTY, ARIZ.

The bill (S. 3682) to authorize the sale or exchange of certain lands of the United States situated in Pima County, Ariz., and for other purposes, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That all or any part of the national-forest lands comprised of 349 acres, more, or less, and being situated in sections 10 and 15, township 14 south, range 13 east, Gila and Salt River base and meridian, together with the improvements thereon, may be conveyed to the board of regents of the university and State colleges of Arizona, hereinafter called "board," a body corporate of the State of Arizona, for the use of the University of Arizona, by the Secretary of Agriculture, hereinafter called "Secretary," either (a) in exchange for lands to be conveyed to the United States by the board or by the State of Arizona, within any of the national forests in the State of Arizona, having a value at least equal to the lands and improvements to be conveyed to the board: *Provided,* That any lands conveyed to the United States under the provisions of this act shall thereupon become parts of the national forests in which they are situated and shall be subject to all laws, rules, and regulations applicable to lands acquired under the act of March 1, 1911 (36 Stat. 961), as amended, or (b) for a sum of money equal to 50 percent of the appraised value thereof, as determined by the Secretary, the conveyance to be made upon the condition that the described property shall be used for research or educational purposes and that if it ceases to be so used

the title thereto shall revert to the United States, which shall have the immediate right of reentry thereon, and upon the further condition that the board shall enter into such agreement as may be satisfactory to the Secretary to continue to provide suitable space and other facilities for the work of the Department of Agriculture as may be agreed upon. The lands conveyed by either party under (a) or by the Secretary under (b) may be subject to such other reservations, exceptions, and conditions as the Secretary and the board may approve.

PROCUREMENT AND SUPPLY OF GOVERNMENT HEADSTONES AND MARKERS

The bill (S. 3882) to amend the act of July 1, 1918, chapter 791 (24 U. S. C. 279a), providing for the procurement and supply of Government headstones and markers, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That the first sentence of the first section of the act of July 1, 1918, chapter 791 (24 U. S. C. 279a), is amended to read as follows:

"That the Secretary of the Army is authorized and directed to furnish, when requested, appropriate Government headstones or markers at the expense of the United States for the unmarked graves of the following:

"(1) Soldiers of the Union and Confederate Armies of the Civil War.

"(2) Members of the Armed Forces of the United States dying in the service and former members whose last service terminated honorably.

"(3) Persons buried in post and national cemeteries.

"(4) Members of a reserve component of the Armed Forces of the United States, and members of the Army National Guard or the Air National Guard, whose death occurred under honorable conditions while they were—

"(A) on active duty for training, or performing full-time service under section 316, 503, 504, or 505 of title 32, United States Code;

"(B) performing authorized travel to or from that duty or service;

"(C) on authorized inactive duty training, including training performed as members of the Army National Guard or the Air National Guard; or

"(D) hospitalized or undergoing treatment, at the expense of the United States, for injury or disease contracted or incurred under honorable conditions while they were—

"(i) on that duty or service;

"(ii) performing that travel or inactive duty training; or

"(iii) undergoing that hospitalization or treatment at the expense of the United States.

"(5) Members of the Reserve Officers Training Corps of the Army, Navy, or Air Force whose death occurred under honorable conditions while they were—

"(A) attending an authorized training camp or on an authorized practice cruise;

"(B) performing authorized travel to or from that camp or cruise; or

"(C) hospitalized or undergoing treatment, at the expense of the United States, for injury or disease contracted or incurred under honorable conditions while they were—

"(i) attending that camp or on that cruise;

"(ii) performing that travel; or

"(iii) undergoing that hospitalization or treatment at the expense of the United States."

DEVELOPMENT OF INDEPENDENCE NATIONAL HISTORICAL PARK

The bill (H. R. 1244) to provide for the development, by the Secretary of the Interior, of Independence National Historical Park, and for other purposes, was announced as next in order.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

Mr. CLARK. Mr. President, this bill, which comes from the Committee on Interior and Insular Affairs, provides for the development of Independence National Historical Park, in Philadelphia. By the act of June 28, 1948, certain lands were authorized to be acquired—by purchase, donation, or otherwise.

It is desired that certain additional lands be authorized to be acquired in similar fashion.

I have introduced Senate bill 4216 for that purpose; and my colleague from Pennsylvania, in the House of Representatives, Representative JAMES BYRNE, has introduced an identical bill, H. R. 12720. That bill has been approved by the House committee, and is supported by the administration, including the Secretary of the Interior.

I have just now cleared this matter with my distinguished friend, the junior Senator from Wyoming [Mr. O'MAHONEY], who represents our committee in this regard. He has indicated that the committee would approve either my bill or House bill 12720, which are identical in language, if I were to offer either of them as an amendment to the pending bill, to constitute an additional section of it.

Accordingly, Mr. President, I send to the desk an amendment which I ask to have stated, and to have included as section 3 of the bill.

The PRESIDING OFFICER. The amendment will be stated.

The LEGISLATIVE CLERK. On page 2, following line 2, it is proposed to insert:

SEC. 4. (a) Subsection (d) of section 1 of the act of June 28, 1948 (16 U. S. C. 407m), is hereby amended by striking out the colon and inserting in lieu thereof, immediately before the proviso, the following: "and certain land and buildings adjoining 'project E', being known and numbered as 8, 10, and 12 North Second Street, and 201, 203, 205, 207, 209, 211-213, 215, 217, 219, and 221 Market Street."

(b) The first sentence of section 6 of such act of June 28, 1948 (16 U. S. C. 407r), is amended by striking out "\$7,700,000" and inserting in lieu thereof "\$7,950,000."

Mr. O'MAHONEY. Mr. President, I wish to state for the RECORD that 10 years ago I had a part to play in the approval by the Committee on Interior and Insular Affairs, and later the passage by the Senate, of the act of June 28, 1948, to establish Independence National Historical Park, in the city of Philadelphia. I know how worthy that project is.

The amendment the Senator from Pennsylvania has offered to the pending bill has, as he has said, been approved by the House committee. It is in entire harmony with the pending measure. On behalf of the committee, I am very willing to accept the amendment, and also

to take it to conference, if that should be necessary.

Mr. CLARK. Mr. President, I should like to express my deep appreciation and gratitude to my friend, the Senator from Wyoming, for his consideration in this regard; and I should also like to express my appreciation and gratitude to my good friend on the other side of the aisle [Mr. HRUSKA], who has also agreed to the amendment, in order that this needed procedure may be taken to expedite the matter at issue.

Mr. MORSE. Mr. President, will the Senator from Pennsylvania yield to me?

Mr. CLARK. I am happy to yield.

Mr. MORSE. I understand the project is a most meritorious one, indeed; and I wish to commend the Senator from Pennsylvania for his sponsorship of it.

Do I correctly understand that the amendment authorizes the acquisition of additional property which it has been decided is needed in order to carry out the full purposes of the project?

Mr. CLARK. That is correct. Christ Church, in Philadelphia, as the Senator from Oregon knows, is one of the old, historical landmarks. Christ Church cemetery is where Benjamin Franklin is buried. The amendment merely authorizes the acquisition of sufficient additional property, so that access to Christ Church and the historical shrine where so many distinguished Americans are buried can properly be protected as a part of this great national historical park.

The PRESIDING OFFICER. The question is on agreeing to the amendment of the Senator from Pennsylvania [Mr. CLARK].

The amendment was agreed to.

The PRESIDING OFFICER. If there be no further amendment to be proposed, the question is on the engrossment of the amendment and the third reading of the bill.

The amendment was ordered to be engrossed, and the bill to be read a third time.

The bill (H. R. 1244) was read the third time, and passed.

CONVEYANCE OF RIGHT, TITLE, AND INTERESTS IN CERTAIN REAL PROPERTY TO STELLA VUSICH

The bill (H. R. 2689) to provide for the conveyance of all right, title, and interest of the United States in and to certain real property to Stella Vusich was announced as next in order.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

Mr. MORSE. Mr. President, I have no objection to the bill; but I ask unanimous consent to have printed at this point in the Record a statement I have prepared concerning it.

There being no objection, the statement was ordered to be printed in the Record, as follows:

STATEMENT BY SENATOR MORSE

H. R. 2689 would authorize the conveyance of all right, title, and interest of the United States in and to certain real property to a Stella Vusich.

The purpose of the bill is to remove a cloud on the title to the land in question. The United States, however, reserves all rights to oil, gas, and other minerals in the land.

According to the committee report, the land was part of a right-of-way granted to the Southern Pacific Railroad under an act of 1871. The railroad did not use the right-of-way and apparently disposed of it. An act of 1922, however, validates such dispositions only if the right-of-way is abandoned or forfeited by decree of a court of competent jurisdiction or act of Congress. The land was not abandoned in this manner.

This bill is similar to many other bills passed by Congress in the past few years, and is designed merely to remove a cloud on the title.

No objection of Morse formula is involved.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the bill (H. R. 2689) was considered, ordered to a third reading, read the third time, and passed.

FURNISHING OF HEADSTONES OR MARKERS FOR DECEASED MEMBERS OF THE ARMED FORCES

The bill (H. R. 4381) to amend the act of July 1, 1948, to authorize the furnishing of headstones or markers in memory of members of the Armed Forces dying in the service, whose remains have not been recovered or identified, or were buried at sea, was considered, ordered to a third reading, read the third time, and passed.

Mr. O'MAHONEY. Mr. President, I have before me Calendar No. 2122, which appears not to be on the printed calendar.

The PRESIDING OFFICER. The Chair informs the Senator from Wyoming that that bill was passed on a previous occasion.

Mr. O'MAHONEY. I thank the Chair.

QUITCLAIM OF CERTAIN LAND TO KENTUCKY

The bill (H. R. 4503) to provide that all interest of the United States in a certain tract of land formerly conveyed to it by the Commonwealth of Kentucky, shall be quitclaimed to the Commonwealth of Kentucky was announced as next in order.

Mr. MORSE. Mr. President, H. R. 4503 provides that all interests of the United States in approximately 12 acres of land located in Kentucky shall be conveyed to the Commonwealth of Kentucky without consideration.

The Department of the Army reports that the property which was originally conveyed to the Government, without consideration by the State of Kentucky, for a particular purpose, is now surplus to its needs. The Department of the Army under the bill retains the rights to cross the land involved as are required for the operation, repair, maintenance, or reconstruction of existing or future improvements on the river.

Because the property is no longer needed for the purposes for which it was intended, the bill does not violate the Morse formula.

Mr. President, I make this statement for the benefit of the researchers in the Library of Congress, who apparently do not understand the consistent application of that particular formula. At no time have I applied it to a piece of property which was given to the Federal Government by a State, a municipality, or other donor for a specific Federal purpose and, when that purpose has been accomplished or can no longer be subserved, the property went back to the donor. That is not like the Oregon case which came up earlier this afternoon. In the Oregon case the property was given to the Federal Government, and thereby to all the taxpayers of the United States, as an out-and-out gift. It belongs to the people of the United States. The fact that now a city in my State seeks to get property back without any consideration at all, because it was originally given to the Federal Government, is a clear violation of the Morse formula.

Let me repeat, when a piece of property is given to the Federal Government for a specific Federal purpose and the Federal Government thereafter ceases to exercise that purpose, the Morse formula is not violated when the property is then given back to the donor, in this case the State of Kentucky. It is not a violation of the Morse formula.

Mr. COOPER. Mr. President, I appreciate very much the correct statement by the Senator of facts which are applicable to H. R. 4503. The Senator from Oregon has made a very clear distinction between this case and a case in which he calls into application his formula, and I thank him for his statement.

The PRESIDING OFFICER. Is there objection to the present consideration of H. R. 4503?

There being no objection, the bill was considered, ordered to a third reading, read the third time, and passed.

ENLARGEMENT OF HEADQUARTERS SITE FOR ISLE ROYALE NATIONAL PARK, MICH.

The bill (H. R. 5450) to authorize the enlargement of the administrative headquarters site for Isle Royale National Park, Mich., was considered, ordered to a third reading, read the third time, and passed.

REVISION OF BOUNDARY OF KINGS CANYON NATIONAL PARK, CALIF.

The bill (H. R. 6038) to revise the boundary of the Kings Canyon National Park, Calif., was considered, ordered to a third reading, read the third time, and passed.

EXCLUSION OF CERTAIN LANDS FROM THE SEQUOIA NATIONAL PARK, CALIF.

The bill (H. R. 6198) to exclude certain lands from the Sequoia National Park in the State of California, and for other purposes was considered, ordered to a third reading, read the third time, and passed.

Public Law 85-648
85th Congress, H. R. 6198
August 14, 1958

AN ACT

72 Stat. 604.

To exclude certain lands from the Sequoia National Park, in the State of California, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of eliminating certain lands from the Sequoia National Park, the Secretary of the Interior, with the approval of the Secretary of Agriculture, is hereby authorized to exclude from the Sequoia National Park not to exceed ten acres of land situated adjacent to the boundary of the park in township 17 south, range 30 east, Mount Diablo meridian and at a place where the Mineral King Road intersects the east line of said township. Land so excluded shall become a part of the Sequoia National Game Refuge, within the Sequoia National Forest. Exclusion of such land from the park and the addition thereof to the Sequoia National Game Refuge of the Sequoia National Forest, pursuant to this section, shall be effective upon publication of notice thereof in the Federal Register.

Approved August 14, 1958.

